

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

CASE No. 15-CR-227-A

-vs-

RICHARD PETIX,

Defendant.

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2016, I electronically filed the foregoing Notice of Motion and Attorney Affirmation with the Clerk of the District Court using the CM/ECF system, which would then electronically notify the government, Xei Xiang, Esq., AUSA, and all other counsel on this case.

/S/ MATTHEW R. LEMBKE

Matthew R. Lembke

Cerulli, Massare & Lembke

Attorneys for Defendant

45 Exchange Blvd., Suite 925

Rochester NY 14614

Telephone: [585] 454-3323

Email: matt.lembke@cmlawfirm.com